

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

R.K., *et al.*, )  
Plaintiffs, ) No. 3:21-cv-00853  
v. ) Chief Judge Crenshaw  
GOVERNOR BILL LEE, *et al.*, ) Magistrate Judge Frensley  
Defendants. )

## **NOTICE OF APPEAL**

Defendant Bill Lee, in his official capacity as Governor of the State of Tennessee, and Penny Schwinn, in her official capacity as Commissioner of the Tennessee Department of Education (collectively, “Defendants”), give notice of their appeal to the U.S. Court of Appeals for the Sixth Circuit from the district court’s December 10, 2021 Order (ECF 46) granting a preliminary injunction that enjoins enforcement of Tenn. Code Ann. § 14-2-104 statewide and enjoins enforcement of Tenn. Code Ann. § 14-4-101(b) statewide, to the extent that subsection prohibits local health officials and schools from making quarantining decisions as they relate to schools. Defendants also appeal the factual findings and legal conclusions (ECF 45) on which the Order (ECF 46) is based.

Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I hereby certify that on December 30, 2021, a copy of the foregoing document was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties as indicated below. Parties may access this filing through the Court's electronic filing system.

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